

DECLARATORY

Improvement Res. No. 1029-1960

For the Opening of the east 25 feet of
Gay Street from the north property line
of Lot No. 9, Popular Addition to a point
25 feet north of the south property line
of Lot No. 13, Popular Addition.

Resolution Adopted: 1 /

April 7, 1960

Confirmed: (Waiver signed)

April 7, 1960

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

B. O. 19-'60

DECLARATORY RESOLUTION NO. 1029-1960

For the Opening of the east twenty-five (25) feet of Gay Street from the north property line of Lot No. 9, Popular Addition to a point 25 feet north of the south property line of Lot No. 13, Popular Addition.

PLANS ORDERED:

ADOPTED: April 7, 1960

ADVERTISE NOTICE TO PROPERTY OWNERS: WAIVED
(Waiver was signed)

HEARING ON CONFIRMATION: WAIVED

CONFIRMED: April 7, 1960

ASSESSMENT ROLL ORDERED: April 7, 1960

ASSESSMENT ROLL APPROVED: May 17, 1960

HEARING ON CONFIRMATION
OF ASSESSMENT ROLL: Wed., June 8, 1960, at 7:30 p.m. IST.

NOTICE SERVED: May 25, 1960

ASSESSMENT ROLL CONFIRMED: June 8, 1960

For the ~~Vacation~~ Opening ~~Condemnation of right of way for utility purposes~~ of the east twenty-five (25) feet of Gay Street from the north property line of Lot No. 9, Popular Addition to a point 24 feet north of the north property line of Lot No. 13, Popular Addition.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to open the east twenty-five (25) feet of Gay Street across the west 25 feet of Lots 9 & 11, and the west 24 feet of the north 109 feet of Lot 13, all Lots in Popular Addition.

All as shown by a plan of such proposed ~~Vacation~~ Opening ~~Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana. The opening of said street as above described is to be made by condemning and appropriating for street purposes the property described above.

The cost of said ~~Vacation~~ Opening ~~Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such ~~Vacation~~ Opening ~~Condemnation of right of way for utility purposes~~ is described as follows: Lots 9, 11 & 13 in Popular Addition. Said addition inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

The vacation of the above described shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.

All Streets, lots and lands affected by the above described opening are situated in the south-east quarter of Section 24, Township 30 North, Range 12 East and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS

7

DAY OF

April 1900

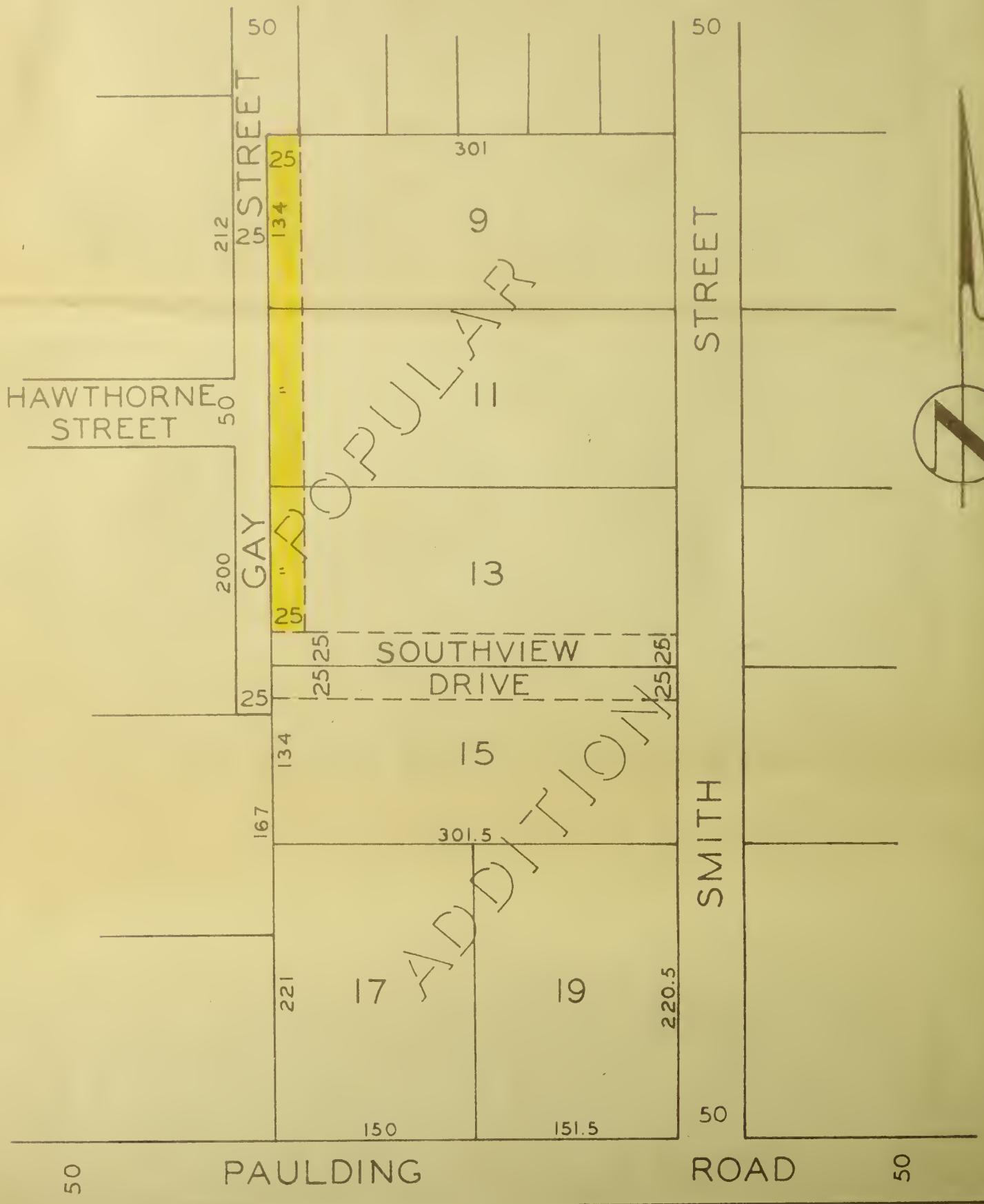
Attest:

Secretary Board of Public Works.

Board of Public Works.



TO BE OPENED FOR STREET PURPOSES



P E T I T I O N

Fort Wayne, Ind.,

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

19

estate on _____, from

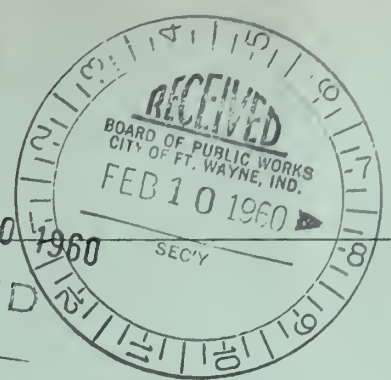
_____ to _____

respectfully petition for the passage of a resolution providing for the opening of a street across the west 25 feet of Lots 9, 11 and 13 in Popular Addition, to be known as Gaywood Drive.

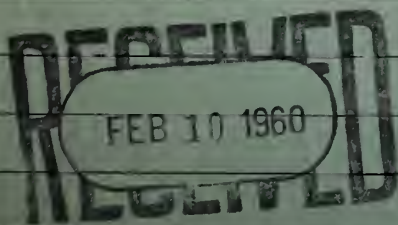
NAME

ADDRESS

Wesley G. & Juanita Coakley 5618 Smith St, Lot # 11. Petitioner
David & Betty Pickett 1005 Southview Dr Lot 13 W-1297T
Emma Marion 3521 Chestnut St Lot 7



The undersigned, owners of real



Petition for Passage

of a Resolution for

from _____
to _____

Filed with the Board of Public Works

WAIVER

We, the undersigned, who are all of the persons owning property which may be injuriously or beneficially affected by the proposed opening of a street described as follows, to wit:

The east twenty-five (25) feet of Gay Street from the north property line of Lot No. 9, Popular Addition, to a point 25 feet north of the south property line of Lot No. 13, Popular Addition,

which proposed opening is set out in a resolution of the Board of Public Works of the City of Fort Wayne, Indiana, No. 1029, do hereby waive any and all rights we may have to receive notice of such resolution either by publication or otherwise, do waive our right to a hearing on said resolution and do waive our rights to file or present in any way any remonstrance against the action taken by said Board of Public Works under said resolution; and we do all and each of us hereby agree that said Board of Public Works may take such final action as it may deem appropriate on said resolution, either confirming, modifying or rescinding said resolution and we further agree that such action so taken shall be final and conclusive on us and each of us.

Dated this 28th day of March, 1960

Emma H. Manion,
Emma H. Manion

3521 Chestnut Street
Lot No. 9, Popular Addition

Ulysses G. Coakley,
Ulysses G. Coakley

5618 Smith Street
The north 60 feet of Lot No. 11, and the south
74 feet of the west 150 feet of Lot No. 11,
all in Popular Addition

Juanita Coakley,
Juanita Coakley

David Pickett,
David Pickett

1005 Southview Drive
The west 129 feet of Lot No. 13,
Popular Addition

Betty Pickett,
Betty Pickett

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

41-230-8

Date Feb. 11, 1960

APR. 6 1960
NOTED

B. O. 19-'60

To City Engineer

Subject Opening - ~~Gaywood Drive~~ GAY STREET

Received a petition for the Opening of a street across the west 25 feet of Lots 9, 11 and 13 in Popular Addition, to be known as Gaywood Drive.

Prepare an Opinion, after conferring with all Governmental agencies and utilities.

Paul F. Roembke
John D. Lombard
Berkeley Ward
BOARD OF PUBLIC WORKS
ic
attach copy of petition
cc: Mayor Burns

Signed _____

Reply:

April 5, 1960

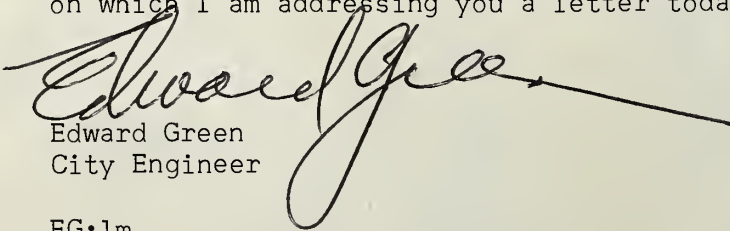
1029

Declaratory resolution, drawing, waiver and property ownership list completed and attached.

Since the property owners have signed a waiver, it will not be necessary to hold a public hearing on this resolution.

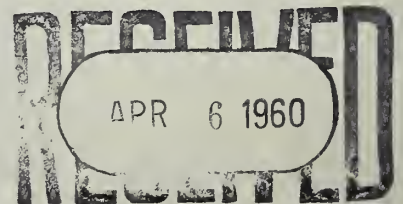
I recommend that this resolution be adopted. The Planning Director and the Traffic Engineer have both concurred in this recommendation.

This Board Order should be considered at the same time as your Board Order 20-1960, on which I am addressing you a letter today.


Edward Green
City Engineer

EG:lm

Attachs.



Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

B. O. 19-'60

41-300-9
Date April 7, 1960

MAY 13 1960
NOTED
agenda

To City Engineer

Subject Dec. Res. No. 1029-1960 Gay Street

For the Opening of the east twenty-five (25) feet of Gay Street from the north property line of Lot No. 9, Popular Addition to a point 25 feet north of the south property line of Lot No. 13, Popular Addition.

Prepare Assessment Roll for Benefits \$1.00 and Damages \$1.00.

Paul F. Roembke
John D. Lombard
Berkeley Ward
BOARD OF PUBLIC WORKS

ic
attach Res. & P. O. List
cc: Mayor Burns

Signed _____

Reply:

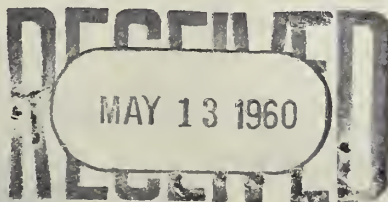
May 13, 1960

Assessment roll of benefits and damages completed and attached.


Edward Green
City Engineer

DEB:lm

Attach.



Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

City of Fort Wayne



OFFICE OF
CITY PLAN COMMISSION

2

FORT WAYNE 2, INDIANA

March 21, 1960

Mr. Donald E. Bodeker
Office Engineer
City Engineers Office
Fort Wayne, Indiana

Dear Don:

We have reviewed the proposed openings as shown by the accompanying sketch and have arrived at the following recommendations:

1. The platting of the east 1/2 of Gay Street between the north line of Lot 9 and the south line of Lot 13 would be desirable in that it would widen the existing right of way to the desirable width of 50 feet, therefore, it would be our recommendation that this opening be accomplished.

2. Regarding Southview Drive, it would be our recommendation that Southview Drive not be opened for the following reasons:

a. The opening of Southview Drive would establish another 300 feet of street for the city to maintain which would not serve any public purpose.

b. The street name Southview Drive is a duplication of an existing street not being a direct extension.

c. Both Lots 13 & 15 could be laid out to a better advantage if the frontage of those lots was maintained along Gay Street and Smith Street. The reasons for this are that by platting their frontage along Southview Drive the maximum number of lots that could be obtained would be four lots on the south side of Southview and four lots on the north side of Southview. If the frontage was maintained along Smith Street, it would be possible to get six lots out of Lot 13 and six lots out of Lot 15 without establishing any additional street improvements, drainage, utilities, and other factors normally involved with a new street.

For the above reasons it would be our recommendation that the east 25 feet of Gay Street be opened but that the opening of Southview Drive be denied.

Respectfully submitted,

CITY PLAN COMMISSION

Bill

William J. Jones
Planning Director

WJJ:mo
Encl.

STREET FROM THE NORTH PROPERTY LINE OF LOT No. 9, POPULAR ADDITION TO A POINT 25 FEET
NORTH OF THE SOUTH PROPERTY LINE OF LOT No. 13, POPULAR ADDITION.

	OWNER'S NAME	ADDRESS	R. P. O.	NUMBER OF			DESCRIPTION
				LOT	BLOCK	O. L.	
1	MANION, EMMA H.	3521 Chestnut St.		9			POPULAR ADDITION
2	COAKLEY, ULYSSES G. & JUANITA	5618 Smith St.		11-N. 60'			"
3	" "			11-S. 74' of W. 150'			"
4	PICKETT, DAVID & BETTY	1005 Jackson Dr.		13-W. 129'			"
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1029